



Fair Political Practices Commission

428 J Street, Suite 620, Sacramento, CA 95814

[www.fppc.ca.gov](http://www.fppc.ca.gov)

## NEWS ADVISORY

For Immediate Release:  
May 3, 2005

Contact: Jon Matthews  
Theis Finlev  
(916) 322-7761

### FPPC Asks Court of Appeal to Confirm Limits in Effect

The Fair Political Practices Commission today (May 3) asked a state appeals court to immediately clarify that a key commission regulation on state candidate-controlled ballot measure committees remains in effect while the court hears an appeal on the regulation.

Citizens to Save California, Assembly member Keith Richman, Governor Arnold Schwarzenegger, Schwarzenegger's California Recovery Team, Senator John Campbell, and the campaign committees Rescue California from Budget Deficits and Taxpayers for Responsible Pensions, sued the FPPC in February, challenging a regulation adopted by the commission in June, 2004. That regulation applied the same contribution limits to state candidate-controlled ballot-measure committees that apply to the candidates themselves - currently \$22,300 for the Governor.

Sacramento Superior Court Judge Shelleyanne Chang ruled in favor of the Citizens to Save California on March 25, 2005, and issued a preliminary injunction against the regulation on April 18, 2005.

On April 19, the Fair Political Practices Commission appealed the Superior Court decision. In the notice of appeal filed in *Citizens v. FPPC*, the commission noted that the appeal stays the superior court's order and therefore the regulation remains in full force and effect pending the outcome of the appeal.

However, yesterday (May 2), Judge Chang issued a new ruling stating that the preliminary injunction against enforcement of the regulation remains in effect notwithstanding the appeal.

Therefore, today, the FPPC asked the state Third District Court of Appeal to issue a *writ of supersedeas* confirming that the preliminary injunction is stayed and that the state candidate-controlled ballot measure committee regulation does indeed remain in effect pending the outcome of the appeal.

A copy of the request for the writ is available on our website at [www.fppc.ca.gov](http://www.fppc.ca.gov).

#####